

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

BARRY GARFINKLE and EMILY
GARFINKLE,

Plaintiffs,

v.

JPMORGAN CHASE BANK, et al.,

Defendants.

No. C 11-01636 CW

ORDER DISMISSING
CASE FOR FAILURE
TO PROSECUTE

On July 26, 2011, the Court granted Defendants' motion to dismiss and granted Plaintiffs leave to amend their claims for breach of contract and violation of California Civil Code § 2923.5, within fourteen days from the date of the order. The Court explained that, if Plaintiffs did not file their amended complaint within this time period, their action would be dismissed for failure to prosecute.

On July 27, 2011, Glen Moss, Plaintiffs' counsel, wrote a letter to the Court requesting that he be given an extension of time, up to August 18, 2011, to file an amended complaint.

More than one week has passed since August 18, 2011 and Plaintiffs have not filed an amended complaint. Therefore, this action is dismissed for failure to prosecute.

IT IS SO ORDERED.

Dated: 8/26/2011


CLAUDIA WILKEN
United States District Judge